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Richmond, CA 94806
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Tel. 510.222.9700
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Facsimile Transmittal Form

TO: EX T. NGUYEN

FROM: Gary Gioia

DATE: 2/13/03

Number of Pages (including cover): 7

Comments:

Examiner - I'm faxing
everything that was faxed on
AUG 19, 2002.

If there is a problem, please
call me at 510-262-8710.

Thank you

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Onyx



Pharmaceuticals

Changing the way cancer is treated™

Onyx Pharmaceuticals, Inc.

3031 Research Dr.

Richmond, CA 94806

www.onyx-pharm.com

Tel. 510.222.9700

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Facsimile Transmittal Form

TO:

PTO - EX. NGUYEN

ART Unit 1632

FROM:

Gio HA

DATE:

8/19/02

Number of Pages (including cover):

5

Comments:

Response to Restriction Requirement
in 09/714,409

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Sent By: Onyx Pharmaceuticals;

510-222-6767;

Feb-13-03 12:54PM;

Page 2/2

HP LASERJET 3150
PRINTER/FAX/COPIER/SCANNERID CONFIRMATION REPORT FOR
ONYX PHARMACEUTICALS
15102229758
AUG-19-02 3:49PM

JOB	START TIME	USAGE	PHONE NUMBER/ADDRESS	TYPE	PAGES	MODE	STATUS
784	8/19 3:47PM	0'00"	17033057401	SEND.....	0		REMOTE FAX WAS BUSY..... 961
784	8/19 3:48PM	1'09"	703 305 7401	SEND.....	5/ 5	EC144	COMPLETED.....
TOTAL		1'09"	PAGES SENT: 5		PAGES PRINTED: 0		

Onyx
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Onyx Pharmaceuticals, Inc.
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Facsimile Transmittal Form

TO: PTO - Ex. NGUYEN
RET Unit 1632

FROM: Giaffa

DATE: 8/19/02

Number of Pages (including cover): 5

Comments:
Response to Restriction Requirement
in 09/24, 409

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CERTIFICATE OF FACSIMILE TRANSMITTAL

Facsimile Number: (703) 305-7401

Date of Transmission: August 19, 2002

I hereby certify that this correspondence (and all other documents mentioned therein) are being transmitted by facsimile to Assistant Commissioner for Patents, Washington, DC 20231, to the above facsimile number, on the above date.

Gregory Giotta
GREGORY GIOTTA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application)	<u>PATENT APPLICATION</u>
Inventor(s): Leisa Johnson, Ali Fattaey and Terry Hermiston)	
SC/Serial No.: 09/714,409)	
Filed: November 14, 2000)	
Title: An Oncolytic Adenovirus)	

RESPONSE TO OFFICE ACTION

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

In response to the Restriction Requirement mailed June 12, 2002, Applicants elect without transverse, the species Ad E1a promoter.

The election does not require a change of inventorship.

The Commissioner is authorized to charge any fees associated with this communication to Deposit Account No. 15-0615 for any matter in connection with this response, including any

Attorney Docket: ONYX1033 and
09/714,409 - Restriction Response

03/12/2003 WPHILLIP 00000001 150615 09714409

Sale Ref: 00000001 DAW: 150615 09714409

01 FC:2252 200.00 CH

fee for extension of time, which may be required. A separate Petition for a 2-month extension of time is also transmitted herewith.

Respectfully submitted

Date: August 19, 2002

By: Gregory Giotta
Gregory Giotta, Ph.D.
Reg. No. 32,028

ONYX Pharmaceuticals, Inc.
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